



PATENT MAINTENANCE  
DIVISION

2006 APR 12 PM 4:37

US PATENT & TRADEMARK  
OFFICE

Docket No.: 0941-0316P  
(PATENT)

Dep + Ref

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:  
Ming-Dou Ker et al.

Application No.: 09/944,171

Confirmation No.: 9842

Filed: September 4, 2001

Art Unit: 2815

For: ESD PROTECTION CIRCUIT WITH VERY  
LOW INPUT CAPACITANCE FOR HIGH-  
FREQUENCY I/O PORTS

Examiner: J. A. Fenty

**REQUEST FOR REFUND**  
**(IMPROPER CHARGE OF DEPOSIT ACCOUNT)**

MS 16  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

April 6, 2006

Sir:

I. REFUND REQUEST

This is a request for a refund with respect to the charge to Deposit Account 02-2448 shown on the statement for the month of January 2006 for the above-identified

☒ application

☐ patent

☐ A copy of the monthly statement in which the error referred to occurs, accompanies this request.

BEST AVAILABLE COPY

## II. FEES CHARGED FOR WHICH REFUND REQUESTED

	AMOUNT OF REFUND <u>REQUESTED</u>
<input type="checkbox"/> filing fee	_____
<input type="checkbox"/> search fee	_____
<input type="checkbox"/> examination fee	_____
<input type="checkbox"/> surcharge for filing the basic filing on a date later than the filing date of the application (37 C.F.R. § 1.16(e))	_____
and/or	
<input type="checkbox"/> surcharge for filing the oath or declaration on a date later than the filing date of the application (37 C.F.R. § 1.16(e))	_____
<input type="checkbox"/> extension of term	
<input type="checkbox"/> first month	_____
<input type="checkbox"/> second month	_____
<input type="checkbox"/> third month	_____
<input type="checkbox"/> fourth month	_____
<input type="checkbox"/> excess claims	_____
<input type="checkbox"/> issue fee	_____
<input type="checkbox"/> petition fee	_____

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<input type="checkbox"/>	patent maintenance fee	_____
<input type="checkbox"/>	first maintenance fee	_____
<input type="checkbox"/>	second maintenance fee	_____
<input type="checkbox"/>	third maintenance fee	_____
<input type="checkbox"/>	patent maintenance fee surcharge	_____
<input checked="" type="checkbox"/>	Other: Appeal Brief Fee	<u>500.00</u>
		_____
		_____

**TOTAL REFUND REQUESTED**

**\$500.00**

**III. EXPLANATION OF WHY CONTESTED CHARGE IS IN ERROR**

The Appeal Brief was originally filed March 1, 2004 and the Appeal Brief Fee was paid at that time. A copy of the postcard receipt for March 1, 2004 is enclosed showing receipt of the \$450 Appeal Brief fee (the amount of the Appeal Brief Fee at that time).

The Appeal Brief was lost in the USPTO and the undersigned had to petition to revive the case. The Examiner then said the original Appeal Brief was not in compliance with the rules (which had actually changed in the meantime). The undersigned refiled the Appeal Brief on January 4, 2006 with new appendices. The Appeal Brief fee was not paid because it had been paid on March 1, 2004. The USPTO incorrectly charged Deposit Account 02-2448 for the current Appeal Brief fee of \$500. Since the Appeal Brief fee was originally paid on March 1, 2004, it is requested that the \$500 be refunded to the undersigned.

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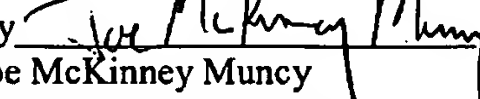
IV. MANNER OF REFUND

Please make refund by crediting Account No. 02-2448.

We respectfully request that the attached copy of this letter be returned to us with an indication that the credit has been processed.

Dated: April 6, 2006

Respectfully submitted,

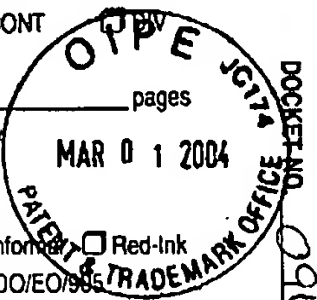
By   
Joe McKinney Muncy  
Registration No.: 32,334  
BIRCH, STEWART, KOLASCH & BIRCH, LLP  
8110 Gatehouse Road  
Suite 100 East  
P.O. Box 747  
Falls Church, Virginia 22040-0747  
(703) 205-8000  
Attorney for Applicant

Attachment(s): Copy of Postcard Receipt of March 1, 2004

Papers Filed herewith on: 3-1-04 19  
DOCKET NO.: 0941-0316P ATTY.: LMIRFG  
APPLICANT(S): Ming-Dou KEE et al  
APPLN. NO: 091994, 171 FILED: 914101  
PAT NO.: \_\_\_\_\_

- ☐ New Application with Transmittal Letter  
☐ Utility ☐ Design ☐ CIP ☐ PCT ☐ Provisional  
☐ Filing Under 37 CFR 1.53(b) ☐ CONT  
☐ Filing Under 37 CFR 1.114(RCE)  
☐ Specification Consisting of: \_\_\_\_\_ pages  
☐ Combined Declaration & Power of Attorney  
☐ Assignment / Cover Letter  
☐ Letter to Official Draftsman  
☐ Drawings \_\_\_\_\_ Sheets ☐ Formal ☐ Informal ☐ Red-Ink  
☐ Completion of Filing Requirements, PCT/DO/EO/905  
or Formalities Letter and Executed Declaration  
☐ Priority Document(s) / Cover Letter, No. Doc. \_\_\_\_\_  
☐ Amendment: \_\_\_\_\_  
☐ Transmittal Ltr ☐ Large Entity ☐ Small Entity  
☐ Response \_\_\_\_\_  
☐ Information Disc Summt. PTO-1449(s) \_\_\_\_\_ doc(s)  
☐ PTO/ISA/210  
☐ Notice of Appeal ☒ Appeal Brief (3)  
☐ Issue Fee Transmittal ☐ Sequence Listing  
FEES: \$540.00 10 11 9013618  
☐ Letter: Ext. + App Br. Fee  
☐ Other: \_\_\_\_\_

Receipt is hereby acknowledged of the papers filed as  
indicated in connection with the above identified case.  
COMMISSIONER OF PATENTS AND TRADEMARKS  
Due Date: 3/1/04  
Handcarry: \_\_\_\_\_



DOCKETING OFFICE  
0941-0316P



PATENT  
0941-0316P

IN RE APPLICATION OF

BEFORE THE BOARD OF APPEALS

Ming-Dou KER et al.

Appeal No.:

APPL. NO.: 09/944,171

GROUP: 2815

FILED: September 4, 2001

EXAMINER: Jesse A. Fenty

CONF.: 9842

FOR: ESD PROTECTION CIRCUIT WITH VERY LOW INPUT  
CAPACITANCE FOR HIGH-FREQUENCY I/O PORTS

**APPEAL BRIEF ON BEHALF  
OF APPELLANTS:  
MING-DOU KER ET AL.**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

January 4, 2006

Sir:

This is the Appellants' brief in response to a Final Rejection mailed July 29, 2003 finally rejecting claims 1-17. A copy of the claims appealed are attached as an Appendix. The fee of \$330.00 for filing a brief in support of an appeal under 37 C.F. R. § 1.17(f) is submitted herewith.

I. **REAL PARTY IN INTEREST**

The present application is assigned to Taiwan Semiconductor Manufacturing Co., Ltd. as recorded on September 4, 2001 at Reel 102142, Frames 0370 and 0371. No further assignments of this application have been made.

II. **RELATED APPEALS AND INTERFERENCES**

There are no related appeals or interferences for this application.

01/06/2006 HALI11 00000043 022448 09944171  
01 FC:1402 500.00 DA

Adjustment date: 05/01/2006 SDIRETA1  
01/06/2006 HALI11 00000043 022448 09944171  
01 FC:1402 500.00 CR

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